



Advocates for Workplace Fairness

March 9, 2017

Via ECF

The Honorable Analisa Torres
U.S. District Court for the
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

Re: *Chen-Oster, et al. v. Goldman, Sachs & Co.*, No. 10 Civ. 6950 (AT)

Dear Judge Torres:

We represent the Plaintiffs in the above-captioned action. The Equal Employment Opportunity Commission (“EEOC”) just issued Named Plaintiff Mary De Luis a Notice of Right to Sue on her charge of retaliation. We therefore write to respectfully request permission to substitute Plaintiffs’ proposed Supplemental Complaint, filed on July 1, 2016, with an amended version, attached hereto as Exhibit A.

Background

On July 1, 2016, Plaintiffs filed a request for a pre-motion conference on their anticipated motion to supplement the Second Amended Complaint under Federal Rule of Civil Procedure 15(d) on behalf of Plaintiff Mary De Luis and submitted their proposed Supplemental Complaint as an attachment to the filing. ECF Nos. 455 and 455-1.

The proposed Supplemental Complaint alleges, among other things, that Ms. De Luis suffered retaliation for her participation in this matter in violation of Title VII of the Civil Rights Act of 1964 (“Title VII”). ECF No. 455-1 ¶¶ 12-16.

On July 13, 2016, the Court ordered that it “construe[d] Plaintiffs’ letter dated July 1, 2016 as a motion to supplement the second amended complaint pursuant to Federal Rule of Civil Procedure 15(d). The Court will decide the motion in conjunction with Defendants’ pending motions to dismiss.” ECF No. 459.

On February 21, 2017, Ms. De Luis received a Dismissal and Notice of Rights from the EEOC on her Title VII retaliation charge. To account for this most recent development, Plaintiffs respectfully request permission to substitute the July 1, 2016 Supplemental Complaint with the attached version, which adds this fact to Paragraph 13. The Supplemental Complaint is in no other way changed other than attorney names and contact information, which are updated.

Hon. Analisa Torres

March 9, 2017

Page 2 of 2

We thank the Court for its attention to this matter.

Respectfully submitted,

A handwritten signature in black ink, consisting of a stylized 'A' followed by a horizontal line and a small flourish.

Adam Klein

cc: All counsel via ECF